



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

FEB 13 2015

Mrs. Janet Bittner, Owner
Bittner's Mobile Home Park
68 Route 14 Highway
Trout Run, PA 17771

RE: Notice of Violation and Information Request, Docket No. 03-2015-010-VS
Bittner's Mobile Home Park, Lycoming County, Pennsylvania
PWS ID No. PA4410016

Dear Ms. Bittner:

The following Notice of Violation and Information Request are issued pursuant to Section 1414(a) of the Safe Drinking Water Act (SDWA), 42 U.S.C. §§ 300g-3(a), and are a coordinated effort with the Commonwealth of Pennsylvania. According to our records, and information we have received from the Pennsylvania Department of Environmental Protection (PA DEP), your public water system has violated certain provisions of the SDWA, 42 U.S.C. §§ 300f-300j-26, and the National Primary Drinking Water Regulations (NPDWR) found at 40 CFR Part 141.

Notice of Violation

Based on information we possess:

1. Janet Bittner ("Respondent") is a supplier of water and owner of the Bittner's Mobile Home Park water system, public water system (PWS) identification number PA4410016 ("System"). The System serves a population of approximately 100 persons with piped water for human consumption, for a minimum of six months per year.
2. Respondent is a "person" as defined by Section 1401(12) of the SDWA, 42 U.S.C. §300f(12), and 40 CFR § 141.2.
3. The Bittner's Mobile Home Park water system is a community water system as defined in 40 CFR § 141.2 that provides water from ground water sources.

4. For the monthly monitoring periods from May through December 2012 and January through November 2014, respondent failed to report measurement of the residual disinfectant level (chlorine) at the same point in the distribution system and at the same time as total coliforms are sampled, pursuant to 40 C.F.R. §141.132(c) and submitted electronically pursuant to PA Code Chap. 109.701(j). For the monitoring periods of April 2012 and January through December 2013, reports were received late.
5. For monthly monitoring periods from April 2012 through October 2012, January 2013, February 2013, and August through October 2013, Respondent has failed to maintain sufficient microbial treatment for treatment of viruses in accordance with §141.404(c) and PA DEP permit limits.
6. For the annual monitoring period of 2014, Respondent failed to monitor and report for nitrate and nitrite, pursuant to 40 C.F.R. §141.23.

Respondent is required to correct each of the above violations. EPA is available to provide advice and technical assistance to help address these issues.

This Notice of Violation is issued pursuant to Section 1414(a) of the SDWA, 42 U.S.C. § 300g-3(a). After thirty (30) days from the date of this notice, EPA is authorized either to issue an Administrative Order under Section 1414(g) requiring the public water system to comply, or to commence a civil action under Section 1414(b). Violations of the SDWA and the regulations are subject to penalties of up to \$37,500 per day of violation.

Request for Information

Section 1445(a) of the SDWA, 42 U.S.C. § 300j-4(a), authorizes EPA to require owners and operators of public water systems to provide information as may be necessary to carry out the purposes of the SDWA.

Respondent is required to provide EPA with the following information. This requirement to submit information is mandatory. Compliance with this requirement does not relieve Respondent of any liability for violations of the SDWA. Respondent may be subject to civil and criminal sanctions if it provides misleading or false information or fails to provide the requested information. Information which the Respondent provides may be used by EPA in administrative, civil or criminal proceedings.

You may, if desired, assert a business confidentiality claim covering all or part of the information requested herein in the manner described in 40 CFR Part 2. If no claim of confidentiality accompanies the information requested herein, it may be made available to the public by EPA without further notice to you. This inquiry is not subject to review by the Office

of Management and Budget under the Paperwork Reduction Act of 1980, 44 U.S.C. Chapter 35 (See 5 CFR § 1320.3(c)).

Accordingly, pursuant to Section 1445(a) of the SDWA, Respondent is directed to provide EPA with the following information about the System:

1. Name and street address of the owner or owners of the System. Do not provide a post office box. If a corporation, provide the names, titles, and addresses of officers. If a cooperative association, please list all property owners and addresses.
2. Name and street address of the operator or operators of the System (and state certification number, if applicable) if different than above. Do not provide a post office box. If a corporation, provide the names, titles, and addresses of officers.
3. Number of persons served by the System per day on average.
4. Number of service connections to the System.
5. State whether the System is operated year-round. If the System is not operated year-round, state the number of days in operation and the dates open.
6. Copies of chlorine disinfectant residual monitoring results collected since May 2012.
7. A copy of nitrate/nitrate monitoring results collecting in 2014.
8. Copies of any reports forwarded to the state regarding the above violations.

Your response to this Notice of Violation and Request for Information shall be in writing. **Your response is due within thirty (30) days of receipt of this Notice of Violation and Request for Information.** The instructions for responding to the inquiries are as follows:

- a. A separate narrative response must be made for each question set forth above, and for any subpart of each question.
- b. Label each response with the corresponding number of the question and any subpart to which it responds.

You should submit your response to:

Ms. Lisa M. Donahue
U.S. Environmental Protection Agency
Ground Water and Enforcement Branch (3 WP32)
1650 Arch Street
Philadelphia, PA 19103-2029
Donahue.lisa@epa.gov

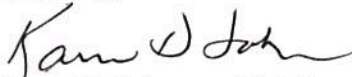
and

Mr. John Hamilton
Pennsylvania Department of Environmental Protection
Safe Drinking Water Program
208 West Third St., Suite 101
Williamsport, PA 17701

EPA has determined that your System may be a "small business" under the Small Business Regulatory Enforcement Fairness Act (SBREFA). The enclosed document entitled "Information for Small Businesses" provides information on contacting the SBREFA Ombudsman to comment on federal enforcement and compliance activities and also provides information on compliance assistance. As noted in the enclosure, any decision to participate in such program or to seek compliance assistance does not relieve you of your obligation to respond in a timely manner to an EPA request or other enforcement action, does not create any new rights or defenses under law, and will not affect EPA's decision to pursue this enforcement action. To preserve your legal rights, you must comply with all rules governing the administrative enforcement process. The Ombudsman and fairness boards do not participate in the resolution of EPA's enforcement action.

If you have any questions regarding any of the above, please contact Ms. Lisa M. Donahue, Ground Water and Enforcement Branch, at (215) 814-2062.

Sincerely,



Karen D. Johnson, Chief
Ground Water and Enforcement Branch

Enclosure

cc: Ms. Lisa Daniels, PA DEP
Mr. John Hamilton, PA DEP